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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: David HUNG) Examiner: Kevin C. Simons
Serial No. 09/912,499) Group Art Unit: 3763
Filed: July 26, 2001) Attorney Docket No.: 12.018011
For: METHODS AND DEVICES FOR)
DIAGNOSIS OF PRECANCER AND)
CANCER IN BREAST MILK DUCTS)

REQUEST FOR RECONSIDERATION OF OFFICE ACTION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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REMARKS

Status of the Claims

The Office Action of March 2, 2004 has been received and considered. Applicant thanks the examiner for indicating that the subject matter of claims 9-13 is allowable if rewritten in independent form. No claim amendments have been made. Claims 1-13, 26, and 27 remain pending. Reconsideration of the application in view of the following remarks is requested.

The Objection to the Drawings Should Be Withdrawn

The Drawings are objected to under 37 CFR 1.83(a) on the basis that they do not show every feature of the invention specified in the claims. The examiner states "...the means to measure a quality of the ductal fluid in situ and a MEMS must be shown..." Applicant respectfully traverses. The means to measure a quality of the ductal fluid is not essential for the proper understanding of the claims. A person of ordinary skill in the art would understand that there are numerous means to measure the quality (and quantity) of ductal fluid in situ. The